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The following abbreviations are used throughout this section : C.D. (Conveyancer's Diary) ; Co. L. (Company Law and Practice) ; Corres. (Correspondence) ; L. (Leading Articles) ; L.T. (Landlord and Tenant Notebook) ; M. (Miscellaneous) ; P.N. (Practice Notes) ; Soc. (Societies) ; T. (Current Topics) ; Tax. (Taxation).

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Taxation : solicitor and own client : company party to action : compulsory winding up : taxation in companies winding-up department of company's solicitor's costs : taxation as between solicitor and own client : solicitor's objections on taxation : disallowance by registrar of objections : summons to review taxation : "necessary or proper" costs [In re Mercury Model Aircraft Supplies, Ltd. (Ch. D.)], 633.

County court :

Jurisdiction : sewer : claim by local authority for cost of maintaining public sewer [Great Yarmouth Corporation v. Gibson (C.A.)], 90.

Jurisdiction : water rate : jurisdiction under Water Act, 1945, s. 38 (3) [Sowerby Bridge Urban District Council v. Stott (C.A.)], 378.

Court of Appeal :

Leave to appeal : interlocutory matter : order concerning custody and maintenance of infants : amount of maintenance varied by justices : appeal to High Court dismissed : necessity of obtaining leave to appeal to Court of Appeal : whether custody of infants "concerned" [In re W— (infants) ; In re Guardianship of Infants Acts, 1886-1925 (C.A.)], 130.

Notice of appeal : form : specifying grounds of appeal : Rules of the Supreme Court (Appeals) 1955, Ord. 58 [Sansom v. Sansom (C.A.)], 549.

Time for appeal : no power to abridge time [In re No. 20 Exchange Street, Manchester ; Austin Reed, Ltd. v. Royal Insurance Co., Ltd. (Ch. D.)], 450.

Criminal law :

Aircraft : offence on : dangerous drugs : possession of drugs on British aircraft outside United Kingdom : possession of drugs only an offence in England : whether offence on British aircraft [R. v. Martin (Central Criminal Court)], 323.

Appeal : House of Lords : application to Attorney-General for certificate : mandamus [Ex parte Blackburn (C.A.)], 649.

Conspiracy : abroad, to commit acts : conspiracy to defraud : conspiracy in England to defraud persons in Germany : whether an indictable offence in England [R. v. Owen (Central Criminal Court, Cr. A.)], 454, 769.

Criminal law (continued):

- Court of Criminal Appeal: fresh evidence: reference by Home Secretary: whether normal rule of practice applicable [R. v. Sparkes (Cr. A.)], 362.
- Court of Criminal Appeal: reference by Home Secretary: whether court may consider general matters of appeal [R. v. Caborn-Waterfield (Cr. A.)], 473.
- Court of Criminal Appeal: substitution of sentence: conviction on two counts: appeal against conviction on one count only: conviction quashed: increased sentence on count on which appellant properly convicted [R. v. Lovelock (Cr. A.)], 653.
- Evidence: child, by: corroboration by another child [R. v. Campbell (Cr. A.)], 454.
- Forgery: uttering: meaning: forged document enclosed in letter in London and sent to Germany: whether document uttered in this country [R. v. Owen (Central Criminal Court, Cr. A.)], 454, 769.
- Fraud: fraud on public: common-law misdemeanour: fraud by individual on Crown or public: false accounts submitted to inspector of taxes: indictment charging making of false statements to prejudice of Crown and public revenue with intent to defraud: whether offence known to the law [R. v. Hudson (Cr. A.)], 284.
- Fraud: obtaining credit by fraud: "obtaining credit": payments in advance: no intention to do work at time payments received [R. v. Ingram (Cr. A.)], 491.
- Insanity: McNaghten rules: disease of the mind: arteriosclerosis: physical disease causing temporary lapse of consciousness: whether a defect of reason [R. v. Kemp (Q.B.D.)], 768.
- Larceny: simple larceny: common-law offence: reference in charge to Larceny Act 1916 [R. v. Bryant (No. 2) (Courts-Martial Appeal Court)], 113.
- Larceny: "takes": under mistake: money paid in mistake of fact: overpayment in wages packet: subsequent discovery by employee: *animus furandi* [Moynes v. Cooper (Q.B.D.)], 171.
- Murder: intention to kill or cause grievous bodily harm: "reasonable man" test: man of sub-normal intelligence [R. v. Ward (Cr. A.)], 112.
- Plea: fitness to plead: disagreement by jury: whether new jury to be sworn [R. v. Darkhu (Q.B.D.)], 588.
- Practice: indictment: drafting and inspection [Practice Direction, 12th November (Cr. A.)], 860.
- Practice: trial: view by jury of *locus in quo*: presence of witnesses who had already given evidence unobjectionable: absence of accused: effect [Karamat v. R. (P.C.)], 109.
- Practice: venue: committal by justices to foreign court to avoid delay: whether necessary to commit to assizes on same circuit: duty to avoid unnecessary expense [R. v. Streams (Cr. A.)], 802.
- Probation order: breach: charge of: procedure on arraignment [R. v. Devine (Cr. A.)], 173.
- Sentence: preventive detention: notice of intention merely to prove previous sentence of preventive detention invalid [R. v. Evans (Cr. A.)], 877.

Crown practice:

- Certiorari: jurisdiction of inferior tribunal: two convictions: only one offence: plea of guilty to both charges: jurisdiction of the magistrate: certiorari a discretionary remedy [R. v. Campbell; *ex parte* Nomikos (Q.B.D.)], 436.
- Certiorari: practice: affidavits: cross-examination of deponents [R. v. Stokesley Justices; *ex parte* Bartram (Q.B.D.)], 188.
- Court of Appeal: right of appellant to appeal in person from refusal of prerogative writ [R. v. Staff Sub-Committee of London County Council's Education Committee; *ex parte* Schonfeld (C.A.)], 299.

Currency:

- Contract: Government stock: New Zealand: inscribed stock: interest and principal payable at Melbourne "free of exchange": no option to change place of payment: repayable in Australian pounds at face value [National Mutual Life Association of Australasia, Ltd. v. A.-G. for New Zealand (P.C.)], 149.

Cyprus:

- Criminal law: emergency regulations: carrying firearms: form of charge: whether offence known to law [Zakos v. R. (P.C.)], 631.

Damages:

- Negligence: surveyor: property purchased in reliance on negligent report by surveyor: measure of damages [Philips v. Ward (C.A.)], 317.
- Tax element: loss of earnings: action for personal injuries: loss of professional earnings: deduction of estimated tax [British Transport Commission v. Gourley (H.L.)], 12.
- Tax element: loss of rent: trespass and conversion: wrongful occupation of farms: deduction of tax [Hall & Co., Ltd. v. Pearlberg (Q.B.D.)], 187.
- Tax element: wrongful dismissal: loss of salary as managing director: large unearned income: assessment of damages [Beach v. Reed Corrugated Cases, Ltd. (Q.B.D.)], 472.

Dock:

- Regulations: lighting: unloading of vessel: breach by shipowners of statutory duty: liability of stevedores to remedy breach [Simons v. W. H. Rhodes & Son, Ltd. (C.A.)], 434.
- Regulations: safe means of access: gangway: whether "reasonably practicable" to provide gangway: onus of proof [Walter Wilson & Son, Ltd. v. Summerfield (Q.B.D.)], 840.
- Regulations: shipbuilding: public dry dock: several repairers contracting with shipowners' injury to shipowners' employee: "persons employed" [Bryers v. Canadian Pacific Steamships, Ltd. (Q.B.D., C.A.)], 635, 816.

Easement:

- Right of way: highway: footpath over private land: uninterrupted user by public for more than twenty years: owner's objection to use by public unchallenged: no intention to dedicate thereafter: whether right to use land "brought into question": whether Rights of Way Act, 1932, retrospective [Fairey v. Southampton County Council (Q.B.D., C.A.)], 133, 509.

East Africa (Kenya)

- Advocate: professional misconduct: functions of Advocates Committee: concurrent findings of fact: standard of proof [Bhandari v. Advocates Committee (P.C.)], 836.
- Landlord and tenant: rent restriction: jurisdiction of Rent Control Board: finding by board of landlord and tenant relationship: not *res judicata* in superior court [Heptulla Brothers, Ltd. v. Jambhai Jeshangbhai Thakore (P.C.)], 222.

Ecclesiastical law:

- Faculty: burial ground: disused churchyard: proposed user of part as footpath and omnibus shelter [*In re* St. Mark's Church, Lincoln (Court of Arches, Canterbury)], 438.

Education:

- Teacher: duties: school meals service: refusal to collect school meals money: powers of education authority [Price v. Sunderland Corporation (Q.B.D.)], 652.

Electricity:

- Tariff: "undue discrimination": high voltage and low voltage consumers: "class of persons": differential [South of Scotland Electricity Board v. British Oxygen Co., Ltd. (H.L.)], 602.

Estoppel:

- Conduct, by: patent: royalties paid over period under agreement between applicant for letters patent and manufacturer: estoppel from denying liability to pay [Lyle-Mellerv. A. Lewis & Co. (Westminster), Ltd. (C.A.)], 13.
- Res judicata*: negligence: High Court action: blame previously apportioned in county court [Bell v. Holmes (Q.B.D.)], 801.

Evidence:

- Cross-examination: privileged statement: previous signed statement made by witness: witness cross-examined on parts of statement: whether privilege waived [Burnell v. British Transport Commission (C.A.)], 33.
- Examiner: libel and slander: examination of plaintiff on medical grounds: risk to life of attending trial [Donn v. Feinstein (Q.B.D.)], 321.
- Foreign tribunal: jurisdiction of English court: civil action in United States court: request for examination of witnesses within jurisdiction of English court: request for production of documents: jurisdiction: discovery against persons not parties to foreign suit [Radio Corporation of America v. Rauland Corporation (Q.B.D.)], 74, 172.
- Hearsay: admissible to show fact that statement was made [Subramaniam v. Public Prosecutor (P.C.)], 566.
- View by judge: value as evidence: personal injuries: right of judge to rely on own impressions [Buckingham v. Daily News, Ltd. (C.A.)], 528.

Factory:

- Common-law duty: relevance of regulations: fall of workman from platform: common-law duty of employers independent of Building Regulations [Chipchase v. British Titan Products Co., Ltd. (C.A.)], 186.
- Dangerous machinery: fencing: duty not applicable to particles ejected from machine [Kilgollan v. William Cooke & Co., Ltd. (C.A.)], 359.
- Dangerous machinery: fencing: horizontal milling machine: machine completely fenced only while cutters in motion: effect of regulations [Morris Motors, Ltd. v. Hopgood (Q.B.D.)], 802.
- Dangerous machinery: fencing: horizontal milling machine: machine used on process exempt from duty to fence under regulations: whether exemption under regulations supersedes statutory duty to fence [Quinn v. Horsfall and Bickham, Ltd. (Q.B.D., C.A.)], 187, 435.
- Dangerous machinery: fencing: material or article in machine: wire-drawing machinery: end of wire causing fatal injury to workman: no statutory duty to fence material in machine unless expressly provided for [Bullock v. G. John Power (Agencies), Ltd. (C.A.)], 131.
- Dangerous machinery: woodworking machine: circular saw: no duty to comply with Act if regulations complied with: saw not sawing [Stringer v. Automatic Woodturning Co., Ltd. (C.A.)], 109.
- Definition: omnibus depot: not a "factory" [Q.B.D.], 839.
- Onus of proof: breach of statutory duty: cause of injury: silica dust: pneumoconiosis: whether resulting from breach of duty [Bonnington Castings, Ltd. v. Wardlaw (H.L.)], 207.
- Persons benefited by regulations: "persons employed": employee of independent contractor electrocuted [Massey-Harris-Ferguson (Manufacturing), Ltd. v. Piper (Q.B.D.)], 472.

Family provision:

- Practice: title of proceedings [*In re* Riglar; Riglar v. Sibley (Ch. D.)], 818.

Fatal Accidents Acts:

- Damages: infant dependant: remarriage of widow: right of infant to damages thereafter [Mead v. Clarke Chapman & Co., Ltd. (C.A.)], 51.

Food and drugs:

Food: unfit for human consumption: order for destruction of unfit meat: whether appealable [R. v. Cornwall Quarter Sessions; *ex parte* Kerley (Q.B.D.)], 531.

Gaming:

Lottery: lottery tickets: large stocks printed for sale to promoters of private lotteries: illegal use by customer: liability of printers [McKay v. Gillies (Q.B.D.)], 820.

Gift:

Incomplete gift: rule in *Strong v. Bird*: settlement: "A" investments settled on daughter: investments not transferred to settlement trustees: imperfect gift: settlement forgotten by settlor: proceeds of sale of investments dealt with by settlor during her life: daughter and settlement trustees appointed executors of settlor's will: whether imperfect gift in settlement perfected [In re Wale; Wale v. Harris (Ch. D.)], 800.

Habeas corpus:

Jurisdiction of inferior court to order detention: power of superior court: return to writ ordered: power of court to examine truth of facts set out in return [R. v. Board of Control; *ex parte* Rutty (Q.B.D.)], 263.

Hawkers and pedlars:

Pedlar: meaning: salesmen travelling to town in motor van and going from house to house on foot [Sample v. Hume; Walmsley v. Hume (Q.B.D.)], 786.

Hire-purchase:

Hire-purchase agreement: practice: proceedings against hirer for recovery of hired goods "commenced" on filing of *praecipe*: hirer not served with summons: whether "made" party to action by being named as defendant in *praecipe*: attempt to continue action against guarantor alone [United Motor Finance Corporation, Ltd. v. Turner (C.A.)], 209.

Hirer's refusal to accept: lender's remedy in damages only [Karsales (Harrow), Ltd. v. Wallis (C.A.)], 548.

Hong Kong:

Landlord and tenant: business premises: claim to possession: "entirely new buildings": excluded from operation of Act: test of "new building": estoppel: cannot be founded on representation of law [Kai Nam v. Ma Kam Chan (P.C.)], 222.

Hotchpot:

Intestacy: partial intestacy: life interests brought into account: method of valuation [In re Morton; Morton v. Warham (Ch. D.)], 650.

Housing:

Financial assistance: sale by owner: construction of houses promoted by local authority: application for annual grant on special conditions: right of owners to sell [Glasgow Corporation v. Western Heritable Investment Trust Co., Ltd. (H.L.)], 207.

Husband and wife:

Adultery: damages: co-respondent's means: materiality [Scott v. Scott and Anyan (C.A.)], 945.

Alimony *pendente lite*: adultery admitted by wife: condonation and conduct conducing alleged and denied: jurisdiction to award alimony: judicial separation [Waller v. Waller (C.A.)], 359.

Condonation: revival for all purposes: whether revived adultery constructive desertion: test of condonation: "complete reconciliation" [Roe v. Roe (P.D.A.)], 820.

Cruelty: intention to injure: boorishness, uncleanness and taciturnity: inference from conduct [Waters v. Waters (P.D.A.)], 172.

Husband and wife—continued:

Cruelty: intention to injure: conviction for espionage in war [Ingram v. Ingram (P.D.A.)], 227.

Desertion: constructive desertion: reasonable belief in adultery: justices: practice: specific allegation and notice of adultery not necessary [Sullivan v. Sullivan (P.D.A.)], 210.

Desertion: constructive desertion: wife's imprisonment on conviction for espionage in war [Ingram v. Ingram (P.D.A.)], 227.

Desertion: mental patient, by: respondent a voluntary patient: intention to desert: just cause for remaining apart [Clark v. Clark (P.D.A.)], 264.

Desertion: termination: adultery: condonation: husband leaving home in spite of warning by wife: revival of condoned adultery [Beigan v. Beigan (C.A.)], 470.

Desertion: termination: petitioner's adultery during period of desertion: previous objection by respondent to association: association broken until after inception of desertion [Parrock v. Parrock (P.D.A.)], 210.

Divorce: adultery: conduct conducing: husband's adultery: wife's improper association resulting in loss of affection for husband: incapable of amounting to conduct conducing [Brown v. Brown (P.D.A.)], 322.

Divorce: condonation: revival of condoned offence: conduct sufficient to revive [Cundy v. Cundy, Smith and Finch (P.D.A.)], 134.

Divorce: conduct conducing: wife's conduct amounting to constructive desertion and no more: husband's subsequent adultery not conducing to by wife's conduct [Jenkins v. Jenkins (P.D.A.)], 453.

Divorce: death: presumption of death and dissolution of marriage: continual absence for seven years [Thompson v. Thompson (P.D.A.)], 247.

Divorce: decree: disclosure of petitioner's adultery after decree *nisi* [Gill v. Gill (P.D.A.)], 750.

Divorce: desertion: constructive desertion: reasonable grounds for belief in petitioner's adultery: statements by third party regarding petitioner to respondent not alleged to be true in fact [Elliott v. Elliott (C.A.)], 52.

Divorce: insanity: evidence from mental hospitals [Usher v. Usher (P.D.A.)], 531.

Divorce: practice: decree: form of decree: naming parties found guilty of adultery [Miller (formerly Kozubowski) v. Kozubowski (Hekner (cited as Hepner), Denester (cited as Dennister) and Niekrasz cited) (P.D.A.)], 56.

Divorce: separation agreement: covenant not to institute proceedings for restitution of conjugal rights "or otherwise": no bar to proceedings for divorce [Keeble v. Keeble (P.D.A.)], 75.

Justices: adultery: conduct conducing: husband's adultery: wife's improper association resulting in loss of affection for husband: incapable of amounting to conduct conducing [Brown v. Brown (P.D.A.)], 322.

Justices: non-cohabitation clause: possibility of reconciliation: revocation of clause [Guinness v. Guinness (P.D.A.)], 189.

Justices: refusal to adjudicate: wife's cruelty petition dismissed: husband's application for discharge of maintenance order: refusal on ground that matter more conveniently dealt with in High Court: High Court without jurisdiction: procedure [Smyth v. Smyth (P.D.A.)], 437.

Maintenance: High Court: divorce: death of husband: accrued arrears under consent order: maintenance for children until 21: maintenance payable from husband's estate [Sugden v. Sugden (P.D.A.)], 876.

Maintenance: High Court: periodical payments secured for wife's life [Bradley v. Bradley (P.D.A.)], 173.

Husband and wife (continued):

Maintenance: justices: adultery by wife: condonation by husband: ground for revocation of order [Marczuk v. Marczuk (P.D.A., C.A.)], 15, 263.

Maintenance: justices: arrears accrued when order apparently discharged: further arrears: enforcement: arrears: retrospective time-limit [Pilcher v. Pilcher (No. 2) (P.D.A.)], 227.

Maintenance: justices: divorce: effect on maintenance order: foreign divorce: order discharged [Wood v. Wood (P.D.A.)], 860.

Maintenance: justices: divorce: negotiations pending suit: undertaking by husband to divorce court not to apply to reduce justices' maintenance order: validity [Russell v. Russell (C.A.)], 149.

Maintenance: justices: enforcement of order: appeal to Divisional Court: procedure [Boulton v. Boulton (P.D.A.)], 750.

Nullity: incapacity: curability: impracticability of consummation [M. v. M. (otherwise B.) (P.D.A.)], 876.

Practice: appeal: decree absolute: application of respondent wife for leave to appeal out of time: husband's fraudulent conduct alleged: wife's knowledge of decree *nisi*: time and opportunity to appeal [Hurlstone v. Hurlstone and Antonio (C.A.)], 224.

Practice: costs: costs against co-respondent: absence of definite evidence that co-respondent knew respondent to be married [Lycett-Green v. Lycett-Green and Du Puy (P.D.A.)], 589.

Practice: notice of appeal: petition for divorce on ground of presumption of death of respondent: petition dismissed: service of notice of appeal by advertisement [Maxted v. Maxted (C.A.)], 874.

Settlement: variation: effect of subsequent events: maintenance to child: form of order [Sievwright v. Sievwright (P.D.A.)], 842.

Infant:

Custody: illegitimate child: application by putative father for custody order: jurisdiction [In re C. T. (an infant); In re J. T. (an infant) (Ch. D.)], 837.

Maintenance: amount: whether means of mother to be taken into consideration [In re W— (infants); In re Guardianship of Infants Acts, 1886–1925 (C.A.)], 131.

Property: right to receive: share of residuary estate under will: direction in will for payment of share to infant: power and discretion of trustees and of the court [In re Somech; Westminster Bank, Ltd. v. Phillips (Ch. D.)], 801.

Ward of court: illegitimate child: claim of father to access: order directing infant to cease to be ward of court [In re G (an infant) (C.A.)], 529.

Injunction:

Nuisance: interlocutory injunction: form: use of premises for prostitution: action by owners of adjoining premises: costs [Thompson-Schwab v. Costaki (C.A.)], 246.

Insurance:

Loss: goods: policy covering legal liability for loss of goods in transit and held by the assured in trust: lorry driver falsely representing that he was employed by sub-contractors: theft by lorry driver: liability of insurers to indemnify assured [John Rigby (Haulage), Ltd. v. Reliance Marine Insurance Co., Ltd. (C.A.)], 528.

Invitor and invitee:

Independent contractor: negligence of: ship: injury to stevedore's labourer: third party's negligence: stevedores' duty to inspect ship: liability of shipowner [Thomson v. Cremin (H.L.)], 73.

Judicial precedent:

Damages: assessment: guidance from awards in previous cases: personal injuries [Waldon v. War Office (C.A.)], 33.

Justices :

Action against : false imprisonment : maintenance order made without jurisdiction : action for false imprisonment and money paid under order : limitation : accrual of cause of action : whether date of false imprisonment or discharge of order [O'Connor v. Isaacs (Q.B.D., C.A.)], 171, 432.

Appeal to quarter sessions : notice of hearing : notice of date of adjourned hearing served on respondent by registered post : letter returned undelivered : no proper service [R. v. County of London Quarter Sessions Appeals Committee; *ex parte* Rossi (C.A.)], 225.

Appeals and commitments to quarter sessions : practice : documents to be sent to quarter sessions [Practice Note, 10th February, 1956 (Q.B.D.)], 187.

Remand : jurisdiction : summary offence not punishable by sentence of imprisonment : remand for medical report : power of magistrates' court to remand in custody [Boaks v. Reece (Q.B.D., C.A.)], 511, 945.

Land registration :

Mortgage : receiver : purported appointment of receiver by mortgagee when not registered as proprietor of charge [Lever Finance, Ltd. v. Trustee of the Property of L. N. and H. M. Needleman (Bankrupts) and Kreutzer (Ch. D.)], 400.

Landlord and tenant :

Act of 1954 : business premises (security of tenure) : bomb damage : agreement for total reconstruction by building lessee [Gilmour Caterers, Ltd. v. St. Bartholomew's Hospital Governors (C.A.)], 110.

Act of 1954 : business premises (security of tenure) : costs : application to county court to settle terms of new tenancy : terms settled more in accordance with landlord's proposals : landlord ordered to pay half of tenant's costs : improper exercise of discretion [Le Witt v. Brookes (C.A.)], 836.

Act of 1954 : business premises (security of tenure) : flats : premises sub-let as flats : whether sub-letting of flats a "business" within the Act [Bagettes, Ltd. v. G. P. Estates, Ltd. (C.A.)], 226.

Act of 1954 : business premises (security of tenure) : landlord's intention to demolish premises and reconstruct for own occupation [Fisher v. Taylors Furnishing Stores, Ltd. (C.A.)], 316.

Act of 1954 : business premises (security of tenure) : landlord's intention to occupy for own purposes : purchase within five years : meaning of "purchased" : intention of company : how shown [H. L. Bolton (Engineering) Co., Ltd. v. T. J. Graham & Sons, Ltd. (C.A.)], 816.

Act of 1954 : business premises (security of tenure) : landlord's intention to reconstruct : "intends" [Fleet Electrics, Ltd. v. Jacey Investments, Ltd.; Wills v. Same (C.A.)], 586.

Act of 1954 : business premises (security of tenure) : landlord's intention to reconstruct : not supported at date of hearing by proof of ability to carry out work [Rehorn v. Barry Corporation (C.A.)], 509.

Act of 1954 : business premises (security of tenure) : landlord's intention to reconstruct : relevant time of intention [Betty's Cafés, Ltd. v. Phillips Furnishing Stores, Ltd. (Ch. D., C.A.)], 435, 946.

Act of 1954 : business premises (security of tenure) : notice to quit : form : authority to sign notice [London County Council v. Farren (C.A.)], 748.

Act of 1954 : business premises (security of tenure) : request by tenants in prescribed form for new tenancy "on terms of current lease" : current lease for seven years : whether "terms" in Act of 1954 includes duration : duration by implication sufficient : validity of request [Sidney Bolsom Investment Trust, Ltd. v. E. Karmios & Co. (London), Ltd. (C.A.)], 169.

Landlord and tenant (continued) :

Act of 1954 : business premises (security of tenure) : shop and dwelling-house let together : premises within Rent Acts : application by sub-tenant for new tenancy : statutory tenant not "the landlord" for purposes of Act of 1954 [Piper v. Muggleton (C.A.)], 360.

Act of 1954 : business premises (security of tenure) : statutory extension of tenancy pending proceedings : application for new tenancy refused by judge and Court of Appeal : continuation of tenancy until expiry of time for application to House of Lords for leave to appeal [Austin Reed, Ltd. v. Royal Insurance Co., Ltd. (No. 2) (Ch. D.)], 801.

Act of 1954 : business premises (security of tenure) : tenancy at will : quarterly tenant holding over during negotiations : no statutory protection [Wheeler v. Mercer (H.L.)], 836.

Covenant : covenant for quiet enjoyment : demise of lock-up shop : scaffolding erected in front of demised premises by landlord [Owen v. Gadd (C.A.)], 301.

Covenant : covenant for quiet enjoyment : easement : use of adjoining premises : whether implied covenant to put tenant in possession of demised premises : whether excluded by express covenant for quiet enjoyment : interruption by person outside scope of express covenant [Miller v. Emcer Products, Ltd. (C.A.)], 74.

Forfeiture of lease : relief from forfeiture : effect of forfeiture pending relief [Driscoll v. Church Commissioners for England (C.A.)], 872.

Forfeiture of lease : relief from forfeiture : payment of arrears of rent and costs : tenants previously in arrear : premises used for indecent assaults on boys [Gill v. Lewis (C.A.)], 299.

Forfeiture of lease : repudiation of landlord's title : adverse title set up : yearly tenancy : oral disclaimer : sale by tenant of "all that [his] interest" : whether purported sale of freehold interest : whether disclaimer by denial of landlord's title [Wisbech St. Mary Parish Council v. Lilley (C.A.)], 90.

Joint tenancy : action for arrears of rent and possession against joint tenants : ejectment order against one : application by both for relief from forfeiture [Gill v. Lewis (C.A.)], 299.

Rent : gold clause : rent payable either in gold sterling or bank notes to equivalent value [Treseder-Griffin v. Co-operative Insurance Society, Ltd. (C.A.)], 283.

Rent restriction : assignment of lease or underletting : construction of covenant : "no subletting allowed" : whether subletting of part of premises a breach [Esdaile v. Lewis (C.A.)], 433.

Rent restriction : Housing Repairs and Rents Act, 1954 : notice of increase : proceedings in county court to recover increase : challenge to validity of notice in such proceedings : power of county court to amend notice and correct errors [London Hospital Governors v. Jacobs (C.A.)], 434.

Rent restriction : Housing Repairs and Rents Act, 1954 : notice of increase and declaration as to repairs served on tenant : declaration not challenged by tenant within twenty-eight days : whether tenant precluded after twenty-eight days from challenging validity of declaration on ground of fraud [Lazarus Estates, Ltd. v. Beasley (C.A.)], 131.

Rent restriction : possession application : conditional order for possession against statutory tenant : conditions not complied with by tenant : death of tenant : devolution of statutory tenancy on member of tenant's family [Sherrin v. Brand (C.A.)], 34.

Rent restriction : possession application : premises overcrowded : notice to quit : tenant guilty of offence of overcrowding when proceedings started : tenant not guilty of offence at date of hearing : whether landlord entitled to possession [Zbytniewski v. Broughton (C.A.)], 631.

Landlord and tenant (continued) :

Rent restriction : premises within the Acts : conversion after 1954 : flat made self-contained : "other premises" : meaning : Housing Repairs and Rents Act, 1954, s. 35 (1) [Higgins v. Silverston (C.A.)], 548.

Rent restriction : premises within the Acts : shop : business premises with living accommodation above : covenant to use and occupy premises for certain trades only : tenant carrying on business and living on premises : whether premises let as separate dwelling [Levermore v. Jobey (C.A.)], 432.

Rent restriction : premium : lease of controlled dwelling-house : conversion by lessee into two flats : tenancy of converted dwelling-house assigned : tenancy within Rent Acts despite conversion : premium recoverable [Lower v. Porter (C.A.)], 52.

Rent restriction : service tenancy : "employment" : premises let to tenant in consequence of employment by former landlord : nature of employment changed : whether tenant "ceased to be in that employment" [Duncan v. Hay (C.A.)], 798.

Rent restriction : shared accommodation : "part of house let as a separate dwelling" : sole use by tenant of four rooms : agreement for joint use with landlord of additional bedroom : not simultaneous use [Goodrich v. Paisner (H.L.)], 341.

Rent restriction : standard rent : increase : series of lettings : transfer to landlord of burden previously borne by tenant : whether after transfer further increases permissible on grant of subsequent tenancies on ground of increased costs [Regis Property Co., Ltd. v. Redman (C.A.)], 417.

Rent restriction : standard rent : repairs increase : validity of notice of increase of rent : omission of part of computation : effect of election under Act of 1954 on repairs increase under Act of 1920 [Jackson v. Croucher (C.A.)], 73.

Rent tribunal : furnished premises : assignee's reference : whether "party to contract" [R. v. Tottenham and District Rent Tribunal; *ex parte* Northfield (Highgate), Ltd. (Q.B.D.)], 552.

Repairs : Act of 1938 : mortgage : leasehold : mortgage by way of legal charge : proceedings for forfeiture for breach of covenant : notice of breach served on tenant and mortgagee : counter-notice by mortgagee claiming benefit of Leasehold Property (Repairs) Act, 1938 : whether effective in proceedings by landlords against tenants [Church Commissioners for England v. Ve-ri-best Manufacturing Co., Ltd. (Q.B.D.)], 875.

Repairs : covenant : breach : notice : covenant to keep structure in repair : breach existing at date of lease : implied condition of notice of want of repair [Uniproducs (Manchester), Ltd. v. Rose Furnishers, Ltd. (Q.B.D.)], 15.

Restrictive covenant : shop : lease of shop for "trade or business of bread and confectionery" : lessor's covenant not to permit adjacent premises to be used for trade or business for which demised premises let : grocers selling bread and confectionery [Labone v. Litherland Urban District Council; Liverpool Co-operative Society, Ltd., third party (Q.B.D.)], 360.

Legal aid :

Certificate : discharge : increase of disposable income : reference to National Assistance Board : finality of their decision : failure to give information of changed circumstances : reasonable time allowed : National Assistance Board's power to re-determine [Moss v. Moss (P.D.A.)], 134.

Certificate : validity : certificate granted to take proceedings limited to obtaining counsel's opinion : validity [Law Society v. Elder (C.A.)], 300.

Costs : divorce : Divorce Department : wife's case conducted by Divorce Department : recommendation for increased fee to wife's counsel : allocation of cases to Divorce Department [Bezzi v. Bezzi (P.D.A.)], 92.

Legal aid (continued):

Costs : order for costs against assisted person : variation : procedure [Corrick v. Northam (Q.B.D.)], 322.

Costs : taxation : barrister or solicitor : fees : summons for review of taxation : no power to order taxation of costs of summons under 1949 Act [Rolph v. Marston Valley Brick Co., Ltd. (Q.B.D.)], 302.

Disposable income : subject-matter of dispute : interim order for alimony pending suit : sum payable under order not disposable income [Taylor (formerly Kraupl) v. National Assistance Board (P.D.A.)], 473.

Libel and slander :

Practice : statement in open court to be approved by judge in chambers [Liebrich v. Cassell & Co., Ltd. (Q.B.D.)], 188.

Practice : trial : jury : justification : evidence not given by plaintiff : trial stopped by jury before conclusion of evidence for defence : one farthing damages : plaintiff's right to reserve evidence for rebuttal : whether direction should have been given to jury [Beevis v. Dawson (Q.B.D., C.A.)], 436, 874.

Licensing :

Restaurant : "rooms for the accommodation of the public" : whether at least two rooms must be available for consumption of liquor [R. v. Middlesex County Confirming and Compensation Committee; *ex parte* Frost (Q.B.D.)], 587.

Licensor and licensee :

Child : unaccompanied by adult : public recreation ground : child injured by fall from chute : no concealed danger : liability of authority [Dyer v. Ilfracombe Urban District Council (C.A.)], 169.

Current operations on land : duty of care to licensee : negligence : knowledge of danger : duty to invitee and licensee no longer distinguishable [Slater v. Clay Cross Co., Ltd. (C.A.)], 450.

Indemnity clause : construction [Warrellow v. Chandler and Braddick; G. F. Lester & Co. (Birmingham), Ltd., third party (Q.B.D.)], 749.

Special terms of licence : warning notices : liability of licensor for injuries to licensee : dock premises crossed by railway lines : warning notices disclaiming liability [Ashdown v. Samuel Williams & Sons, Ltd. (Q.B.D., C.A.)], 420, 945.

Local government :

Local authority : member of : disqualification : paid office "in the gift or disposal" of local authority : assistant master of county secondary school member of local council [Lamb v. Jeffries (Q.B.D.)], 92.

Meeting of local authority : voting : members also council tenants : voting on matters affecting rents [Brown v. Director of Public Prosecutions (Q.B.D.)], 360.

Malaya :

Revenue : income tax : company : dividend : discretionary statutory deduction [Comptroller of Income Tax v. Harrisons and Crosfield (Malaya), Ltd. (P.C.)], 246.

Master and servant :

Employment of servant of another : liability for servant's negligence : liability of hirers of equipment and driver for negligence of driver [Herdman v. Walker (Tooting), Ltd.; City Plant Hirers, Ltd., third party (Q.B.D.)], 150.

Fiduciary duty : application by employee for patent : action by employer for assignment of benefit of application [British Syphon Co., Ltd. v. Homewood (Ch.D.)], 633.

Per quod servitium amisit, action : civil servant : injury by accident : Crown's claim for loss of services not maintainable [Inland Revenue Commissioners v. Hambrook (Q.B.D., C.A.)], 284, 632.

Medical practitioner :

Medical Disciplinary Committee : evidence : charge of infamous conduct in professional respect : alleged operation of abortion : conviction in criminal court in Malaya : admissibility in evidence of record of criminal proceedings : statutory powers of Medical Disciplinary Committee : desirability of alteration in Rules of Procedure [Ong Bak Hin v. General Medical Council (P.C.)], 358.

Mental deficiency :

Detention order : persons subject to : mental defective removed from poor law to mental institution : "found neglected" [R. v. Board of Control; *ex parte* Ruttly (Q.B.D.)], 263.

Metropolis :

London Government Act : notice : notice to quit by county council : notice by council signed by officer of council : authority of officer not proved by evidence or by statement on notice : warrant for possession refused [London County Council v. Farren (C.A.)], 748.

Military law :

Appeal from court-martial : petition to appropriate authority : time limit for petition : whether time limit can be extended [R. v. Lacey (Courts-Martial Appeal Court)], 860.

Civil offence : procedural provision : civil offence committed in Germany : driving without due care and attention : no warning of prosecution in accordance with Road Traffic Act, 1930 [R. v. Jennings (Courts-Martial Appeal Court)], 861.

Mines :

Coal : breach of statutory duty : roof and sides : fall of roof : travelling road obstructed : bogie derailed : injury to mine-worker : liability of mine owners [Grant v. National Coal Board (H.L.)], 224.

Coal : colliery manager : contravention of Coal Mines Act during manager's absence on leave : liability of manager [Bassett v. Evans (Q.B.D.)], 551.

Moneylender :

Non-compliance with statutory requirements : unenforceable transaction : recovery of security by borrower without repayment of balance of loan [Kasumu v. Baba-Egbe (P.C.)], 600.

Mortgage :

Leasing, power of : express provision : statutory power of leasing excluded except with consent of mortgagee : provision that lessee not to be concerned to see consent given : grant of tenancy without obtaining consent : estoppel of mortgagee as against tenant [Lever Finance, Ltd. v. Trustee of the property of L. N. and H. M. Needleman (Bankrupts) and Kreutzer (Ch. D.)], 400.

Practice : summons for possession : adjournment : payments of instalments in arrear : arrears of instalments paid before hearing : right to repay by instalments lapsed : power of court to adjourn hearing generally [Robertson v. Cilia (Ch. D.)], 916.

Sale : statutory power : agreement for lease : authorised assignment of benefit of agreement : equitable charge by assignee in favour of assignor : second equitable charge by assignee in favour of plaintiff : statutory power of leasing excluded in both charges : unauthorised grant of underlease by mortgagor : grant of lease to mortgagor : confirmatory legal charge by mortgagor in favour of first mortgagee : contract for sale of and conveyance of lease by first mortgagee to plaintiff : contract but not conveyance expressed to be subject to underlease : claim for possession by plaintiff against underlessee [Rust v. Goodale (Ch. D.)], 786.

Mortgage (continued) :

Subject to tenancy : surrender : weekly tenancy : charge by way of legal mortgage subject to tenancy : landlord's powers of leasing without consent excluded : further tenancy without such consent : surrender of first tenancy by operation of law as between landlord and tenant : first tenancy still binding on mortgagee [Barclays Bank, Ltd. v. Stasek (Ch. D.)], 800.

Mortmain :

Lease : forfeiture : residue of term : assignment to foreign company : whether automatic forfeiture to Crown [A.-G. v. Parsons (H.L.)], 51.

National Insurance :

Contribution : exception : "income" : whether net or gross income to be considered for purposes of exception from contribution [Longsdon v. Minister of Pensions and National Insurance (Q.B.D.)], 55.

Contributions : failure to pay : conviction for failure to pay one contribution : jurisdiction to order payment of other arrears [Shilvock v. Booth (Q.B.D.)], 112.

National service :

Liability to : "minister" : exemption as "regular minister of any religious denomination" : officials of Jehovah's Witnesses [Walsh v. Lord Advocate (H.L.)], 585.

Negligence :

Common employment : joint negligence : gang of workmen jointly negligent in unloading cargo : member of gang injured : whether duty owed to injured workman by fellow workmen : liability of employer [Williams v. Port of Liverpool Stevedoring Co., Ltd. (Q.B.D.)], 381.

Contractor : duty to licensee : duty to residents in and visitors to premises where work in progress : normal means of access to house rendered impassable : only alternative route dangerous : injury to visitor using it : liability of contractors [Riden v. A. C. Billings & Sons, Ltd. (C.A.)], 748.

Duty of care : contributory negligence : injury caused by fellow workman : employer's liability : test of standard of care [Staveley Iron & Chemical Co., Ltd. v. Jones (H.L.)], 130.

Fire : escape of : negligence of workmen employed by occupier : liability of occupier for spread of fire to adjoining premises [Balfour v. Barty-King; Hyder and Sons (Builders), Ltd., third parties (Q.B.D.)], 472.

Onus of proof : *res ipsa loquitur* : inexplicable accident : whether onus discharged if several possible causes proved consistent with absence of negligence [Moore v. R. Fox & Sons (C.A.)], 90.

Safe system of work : access to place of work : employer's premises wholly surrounded by private land : no means of access from public highway : duty of employer to provide safe route to premises [Ashdown v. Samuel Williams & Sons, Ltd. (Q.B.D., C.A.)], 420, 945.

Safe system of work : dangerous premises : coal mine : fall of roof : contractors' workman injured : roof support under National Coal Board instructions : liability of contractors [Szumczyk v. Associated Tunnelling Co., Ltd. (Q.B.D.)], 74.

Safe system of work : general practice : ship : open hold : guard-rails not erected : injury to seaman [Morris v. West Hartlepool Steam Navigation Co., Ltd. (H.L.)], 129.

Safe system of work : plant and equipment : foreseeable risk : common-law duty of employer [Kilgollan v. William Cooke & Co., Ltd. (C.A.)], 359.

New Zealand :

Landlord and tenant : urban property : hotel : claim to possession : intention to demolish and build garage : "premises" required for landlord's "own occupation" [McKenna v. Porter Motors, Ltd. (P.C.)], 631.

New Zealand (continued):

Revenue: estate duty: allowance for debts: liability of estate for future payment of annuity [Commissioner of Stamp Duties v. New Zealand Insurance Co., Ltd. (P.C.)], 168.

Revenue: estate duty: transfer of real property: in consideration of annuity for life [Ward v. Commissioner of Inland Revenue (P.C.)], 168.

Patent:

Master and servant: application by employee for patent: action by employer for assignment of benefit of application [British Syphon Co., Ltd. v. Homewood (Ch. D.)], 633.

Police:

Wages: wages during incapacity: recovery: injury to constable through negligence of defendants: wages during incapacity paid by receiver: recovery [Receiver for the Metropolitan Police District v. Croydon Corporation (Q.B.D.)], 634.

Wages: wages during incapacity: recovery: injury to constable through negligence of third party: county council continuing to pay emoluments during sickness: recovery [Monmouthshire County Council v. Smith (Q.B.D.)], 635.

Power of appointment:

Unascertainable class: power not coupled with duty: settlement: discretionary power: uncertainty: power to pay income of trust fund in certain events to class: impossibility of identification [*In re Gresham's Settlement*; Lloyds Bank, Ltd. v. Gresham (Ch. D.)], 380.

Practice and procedure:

Appearance: company: principal office in London: factory in Wales: writ against company issued in Cardiff Registry: appearance entered in London: application to set aside appearance [Davies v. British Geon, Ltd. (Q.B.D., C.A.)], 471, 650.

Discovery: interlocutory order: appeal: R.S.C., Ord. 31, r. 12, proviso [Edmiston v. British Transport Commission (C.A.)], 12.

Interlocutory order: meaning: striking out pleadings: whether order interlocutory or final [Hunt v. Allied Bakeries, Ltd. (C.A.)], 798.

Interrogatories: documents lost or destroyed: power to allow [Ramsey v. Ramsey (P.D.A.)], 361.

Parties: administration action: insolvent estate: no next of kin: creditor unwilling to be made plaintiff or defendant: executor unable to maintain administration action [*In re Bradley*; Bradley v. Barclays Bank, Ltd. (Ch. D.)], 634.

Parties: joinder: application by defendants to add further defendant: intervener: jurisdiction to join intervener against will of plaintiff [Amon v. Raphael Tuck & Sons, Ltd. (Q.B.D.)], 91.

Pleadings: negligence: defence: act of third party: plaintiff injured by defective tool: defence that tool supplied by reputable firm to be pleaded [Davie v. New Merton Board Mills, Ltd. (Q.B.D.)], 170.

Stay of proceedings: Bill before Parliament affecting issues: court not concerned with pending legislation: stay refused [Willow Wren Canal Carrying Co., Ltd. v. British Transport Commission (Ch. D.)], 150.

Summary procedure under Ord. 14A: specific performance: contract for consideration other than cash: meaning of "sale or purchase" in Ord. 14A, r. 1 (1) [Robshaw Brothers, Ltd. v. Mayer (Ch. D.)], 916.

Summary procedure under Ord. 14B: application to sign judgment under Ord. 14, r. 1 (a): conditional leave to defend granted by master: order reversed by judge: unconditional leave to defend: remedies under Ord. 14 and Ord. 14B not concurrent [Commissioners of Customs and Excise v. Anco Plant and Machinery Co., Ltd. (C.A.)], 602.

Practice and procedure (continued):

Summons for directions: setting down action for trial: Chancery Division: standing over part of order concerning fixing of place and mode of trial until after discovery [Southey-Roberts Estates, Ltd. v. Roe (Ch. D.)], 550.

Trial: mode of trial: damages for breach of contract: plaintiff's application that liability be determined by judge and quantum of damages subsequently by official referee [Polskie Towarzystwo Handlu Zagranicznego Dla Elektrotechniki "Elektrim" Spolka Z Ograniczona Odpowiedzialnoscia v. Electric Furnace Co., Ltd. (C.A.)], 379.

Trial: venue: transfer of action from London to Palatine Court after date of hearing in London fixed: motion to discharge district registrar's order [Fullerton v. Ryman (Ch. D.)], 302.

Writ: indorsement: "liquidated demand": claim for money fraudulently converted or tracing order: judgment in default of appearance: whether claim for "liquidated demand": whether "liquidated demand only" [G.L. Baker, Ltd. v. Barclays Bank, Ltd. (C.A.)], 817.

Privy Council:

Jurisdiction: Canada: Act abolishing appeals to Privy Council: saving for "judicial proceedings" commenced before Act: notices of appeal and dissatisfaction with tax assessment [St. Catharines Flying Training School, Ltd. v. Minister of National Revenue (P.C.)], 798.

Probate:

Administration: foreign law: deceased with foreign domicile: probate granted by court of domicile: English court follows court of domicile [In the Estate of Yahuda (P.D.A.)], 382.

Administration: former administrator: grant of administration terminated by order of court: former administrator liable to render inventory and account [In the Estate of Thomas (P.D.A.)], 929.

Practice: compromise of action: all parties concerned informed of terms: terms signed by all parties cited except one: refusal to sign: rights or claims specifically waived: power of court to order that he be bound by terms [In the Estate of Tame; Tyler v. Sweetlove; Tame and Tame (P.D.A.)], 453.

Railway:

Fire: damage to agriculture: sparks damaging agricultural crops: damages recoverable: loss of deficiency payments [J. Langlands (Swanley), Ltd. v. British Transport Commission (Q.B.D.)], 530.

Level crossing: accommodation road: scope of duties of railway authorities and employees [Lloyds Bank, Ltd. v. British Transport Commission (C.A.)], 748.

Negligence: guard's duty: person on platform struck by open door of guard's van [Hare v. British Transport Commission (Q.B.D.)], 189.

Powers: easement: right of way: dedication: footpath over private accommodation bridge: presumed dedication by long user: whether *ultra vires* railway authority [British Transport Commission v. Westmorland County Council; Same v. Worcestershire County Council (Q.B.D., C.A.)], 112, 317.

Rates and rating:

Assessment: rateable value: profits basis: statutory water undertaking: whether sums raised by precepts to meet loan charges to be taken into account in assessing net annual value [Lee (Valuation Officer) v. Mid-Northamptonshire Water Board (C.A.)], 318.

Docks: freight-transport hereditament: oil-discharging jetty and storage tanks [Shell-Mex and B.P., Ltd. v. Clayton (Valuation Officer) (H.L.)], 648.

Rates and rating (continued):

Drainage rate: when annual value "determined": rate based on Sched. A assessment signed and allowed by commissioners: appeal against assessment pending [B.P. Refinery (Kent), Ltd. v. Kent River Board; Same v. Lower Medway Internal Drainage Board (Q.B.D.)], 531.

Hereditament: meaning: mechanised bakery and repair shop on opposite sides of street: whether one or two hereditaments [Gilbert (Valuation Officer) v. S. Hickinbottom & Sons, Ltd. (C.A.)], 301.

Rateable occupation: building contractor's huts: site handed over to contractors: huts not affixed to ground: whether rateably occupied [London County Council v. Wilkins (Valuation Officer) (H.L.)], 567.

Rateable occupation: matrimonial home: husband leaves wife in house rent free: beneficial occupation by husband [Cardiff Corporation v. Robinson (Q.B.D.)], 588.

Scientific society: exemption: society to promote fuel technology [Institute of Fuel v. Morley (Valuation Officer)], 12.

Water rate: discount: whether discount of 10 per cent. allowable: whether Waterworks Clauses Act, 1847, s. 72, repugnant to later Acts [Sowerby Bridge Urban District Council v. Stott (C.A.)], 378.

Residence:

Divorce: "ordinarily resident" in England: jurisdiction [Lewis v. Lewis (P.D.A.)], 134.

Restrictive covenant:

Obsolete: modification: application by tenant to discharge or modify: whether covenant "obsolete": discretion of Lands Tribunal: *locus standi* of tenant after issue of writ for forfeiture [Driscoll v. Church Commissioners for England (C.A.)], 872.

Revenue:

Customs and excise: valuation of goods: "uplift": branded goods imported by sole concessionaire: duty assessable on value: advertising expenses borne by sole concessionaire in England: cost of advertising properly added to invoice price of goods to arrive at value [Rolex Watch Co., Ltd. v. Commissioners of Customs and Excise (C.A.)], 419.

Estate duty: annuity: successive annuities: annuity to brother and "in case of his predeceasing" his wife "the said" annuity to her: incidence of duty: liability of second annuitant to rateable proportion of duty [*In re Weigall's Will Trusts* (Ch. D.)], 380.

Estate duty: gift *inter vivos*: reservation of benefit: death duty: settlement: interest in income retained by testator [Commissioner of Stamp Duties of New South Wales v. Permanent Trustee Company of New South Wales (P.C.)], 431.

Estate duty: property chargeable: disclaimer of specific legacies within five years of death of disclaimant: resulting benefit to residuary legatees: liability to estate duty on death of disclaimant [*In re Stratton's Disclaimer*; Stratton v. Inland Revenue Commissioners (Ch. D.)], 928.

Estate duty: property chargeable: property deemed to pass: settlement of assurance policies and cash: cash invested under settlement: tenant for life entitled to income from investments after specified period: death of settlor nine years later: claim for estate duty on life interest in policies [*In re Barbour's Policies of Assurance*; Westminster Bank, Ltd. v. Inland Revenue Commissioners (C.A.)], 208.

Estate duty: property chargeable: property passing on death: settlement: during settlor's lifetime income to daughters while unmarried, subject to maximum amount: surplus divisible equally between children: at settlor's death daughters' annuities charged on appropriated funds: no significant change in amount: corpus divisible amongst surviving children: whether beneficial interest arising or accruing on the death [*In re Parkes' Settlement*; Midland Bank Executor and Trustee Co., Ltd. v. Inland Revenue Commissioners (C.A.)], 299.

Revenue (continued):

- Estate duty: valuation: shares: "property deemed to pass": shares in company controlled by deceased: disposition within three years of death: method of valuation [Sanderson v. Inland Revenue Commissioners (H.L.)], 32.
- Income tax: annual allowance: abatement for machinery: farm: car used partly for business and partly for pleasure [G. H. Chambers (Northiam Farms), Ltd. v. Watnough (Inspector of Taxes) (Ch. D.)], 837.
- Income tax: capital or income expenditure: licence: expenses of application for extension of public carrier's licence [Pyrah (Inspector of Taxes) v. Annis & Co., Ltd. (Ch. D.)], 568.
- Income tax: capital or income receipt: sale of "know-how" by manufacturing chemists to Burmese Government [Evans Medical Supplies, Ltd. v. Moriarty (Inspector of Taxes) (Ch. D.)], 471.
- Income tax: charity: fund for benefit of employees of company: scheme sanctioned by court: not charitable: claim for charitable exemption from income tax: estoppel [Vernon v. Inland Revenue Commissioners (Ch. D.)], 632.
- Income tax: covenant: construction: deed of covenant dated 5th May, 1953, by taxpayer in favour of son: covenant to pay "annual sum": first payment due forthwith: subsequent payments on "first day of May in each year" during period not exceeding eight years: whether covenantor bound to pay annual sum on 1st May, 1954 [Inland Revenue Commissioners v. Hobhouse (Ch. D.)], 818.
- Income tax: double taxation relief: rate of exchange: repayment of tax over-paid in U.S.A.: alteration in rate of exchange [Greig (Inspector of Taxes) v. Ashton (Ch. D.)], 603.
- Income tax: expenses: travel expenses: husband and wife company: visit to Australia to study refrigeration methods: wife's expenses not allowable [Maclean (Inspector of Taxes) v. Trembath (Ch. D.)], 320.
- Income tax: "expenses of management": repayment of tax: life assurance companies: brokerage and stamp duties on purchase and sale of securities [Sun Life Assurance Society v. Davidson (Inspector of Taxes). Phoenix Assurance Co., Ltd. v. Logan (Inspector of Taxes) (Ch. D., C.A.)], 34, 449.
- Income tax: new source of income: deposit account at bank [Hart (Inspector of Taxes) v. Sangster (Ch. D.)], 620.
- Income tax: non-resident: trade within United Kingdom: contracts made in United Kingdom for sale of goods manufactured there: United Kingdom company assessed as agent of foreign company: whether authorised regular agent of foreign company carrying on trade or business within United Kingdom [Firestone Tyre and Rubber Co., Ltd. v. Lewellin (Inspector of Taxes) (C.A.)], 262.
- Income tax: profits of profession: doctor: insurance policies taken out by voluntary hospital for medical staff: surrender value of policies assigned to doctor taxable [Temperley (Inspector of Taxes) v. Smith (Ch. D.)], 550.
- Income tax: profits of trade: company: resignations from agency and secretaryship to another company: payment by third party of sum in consideration of resignation: whether taxable as trading receipt [Anglo-French Exploration Co., Ltd. v. Clayson (Inspector of Taxes) (C.A.)], 226.
- Income tax: profits of trade: contingent liability: compensation to employees on leaving: claim to charge sums against profits in each accounting period [Southern Railway of Peru, Ltd. v. Owen (Inspector of Taxes) (H.L.)], 527.

Revenue (continued):

- Income tax: profits of trade: damages: proceedings by agent for breach of contract terminating agency agreement: compromise of proceedings on payment of agreed damages: compensation received by agent for loss of agency: taxable as profits of trade [Wiseburgh v. Domville (Inspector of Taxes) (C.A.)], 224.
- Income tax: Sched. A: assessment on landlord or tenant: flats forming part of single building [Gatehouse v. Vise (Inspector of Taxes) (Ch. D.)], 927.
- Income tax: Sched. A: deductions: "maintenance, repairs, insurance and management": relief claimed by owner of adjoining land in respect of sum paid for road works carried out by local authority [Davidson v. Deeks (Inspector of Taxes) (Ch. D.)], 817.
- Income tax: Sched. C: war damage: value payments: interest on payments: whether chargeable to tax under Sched. C or Sched. D [Inland Revenue Commissioners v. Bew Estates, Ltd.; Same v. Westbury (Brian) and (Eric) (Ch. D.)], 419.
- Income tax: settlement: revocability: power to apply capital for benefit of settlor's wife: capital not to be reduced below £100: "power to determine settlement or any provision thereof" [Saunders v. Inland Revenue Commissioners (C.A.)], 586.
- Income tax: settlement: revocability: residence of settlor out of jurisdiction: property within jurisdiction: income from settlement included in settlor's assessment for sur-tax: power from time to time to determine part of trusts [Inland Revenue Commissioners v. Kenmare (C.A.)], 585.
- Income tax: war damage: value payments: property dealing company: whether profits or gains for income tax purposes [London Investment and Mortgage Co., Ltd. v. Inland Revenue Commissioners; Same v. F. N. Worthington (Inspector of Taxes) (Ch. D.)], 510.
- Profits tax: "distribution": winding up distribution: surplus assets distributed in liquidation: whether a return of capital: whether "gross relevant distribution" for purposes of profits tax [Inland Revenue Commissioners v. Pollock & Peel, Ltd. (in Liquidation) (Ch. D.)], 567.
- Profits tax: investment company: direction by Special Commissioners: computation of company's actual income: deduction of amount payable by company for profits tax: whether profits tax "payable" before election: whether direction required if *nil* actual income [R. v. Income Tax Special Commissioners; *ex parte* Linsleys (Established 1894), Ltd. (Q.B.D.)], 840.
- Profits tax: principal and subsidiary company: grouping notice: reimbursement of principal company by subsidiary: deduction for income tax [Chloride Batteries, Ltd. v. Gahan (Inspector of Taxes) (H.L.)], 282.
- Profits tax: separate trades: nationalised industry: compensation: interim income payments: "profits arising from the trade or business" [Inland Revenue Commissioners v. Butterley Co., Ltd. (H.L.)], 359.
- Stamp duty: conveyance or transfer of beneficial interest from one company to another [Escoigne Properties, Ltd. v. Inland Revenue Commissioners (Ch. D.)], 568.

Road traffic:

- Disqualification: power to vary [R. v. Cottrell (No. 2) (Cr. A.)], 264.
- Disqualification: powers of court on application to vary [R. v. Cottrell (Q.B.D.)], 55.
- Disqualification: removal: disqualification removed as from future date: power to entertain subsequent application for immediate removal [R. v. Manchester Justices; *ex parte* Gaynor (Q.B.D.)], 210.
- Heavy motor car: braking system: six-wheeled lorry: handbrake operated on two rear wheels only: whether braking system complied with regulations [Langton v. Johnson (Q.B.D.)], 802.

Road traffic (continued):

- Licence: goods vehicle: estate car: excise duty: car carrying professional photographic equipment [Taylor v. Thompson (Q.B.D.)], 133.
- Licence: licensing authority: power of prosecution: general trade licence: unauthorised use: powers of county councils to prosecute in respect of offences in their areas [R. v. Reigate Justices; *ex parte* Holland (Q.B.D.)], 436.
- Public service vehicle: carrying capacity: omnibus: conductor charged with permitting excess passengers to be carried [Spires v. Smith (Q.B.D.)], 400.
- Speed limit: goods vehicle not carrying goods [Bryson v. Rogers (Q.B.D.)], 569.
- Third-party insurance: driver under age issued with licence: whether driver "disqualified" from holding licence: meaning of "disqualified" [Mumford v. Hardy (Q.B.D.)], 132.
- Third-party insurance: driving without licence: unlicensed driver of car accompanied by instructor: instructor in control of driver and in position to assume control of car: whether instructor a driver of car [Evans v. Walkden (Q.B.D.)], 587.

Rylands v. Fletcher:

- Exception: act of stranger: explosion caused by match thrown into empty petrol tank of motor coach [Perry v. Kendrick's Transport, Ltd. (C.A.)], 52.
- Fire: escape to adjoining premises: blow-lamp used to defreeze pipes in roof [Balfour v. Barty-King; Hyder and Sons (Builders), Ltd., third parties (Q.B.D.)], 472.

Sale of goods:

- F.O.B.: export licence: contract made in London: F.A.S.: goods to be shipped from Portugal: export licence required: obtainable only by suppliers: duty to obtain licence: whether on buyers or sellers [A. V. Pound & Co., Ltd. v. M. W. Hardy & Co., Inc. (H.L.)], 208.
- Nemo dat quod non habet*: estoppel: motor car and registration book handed over to professed intending buyer: subsequent fraudulent sale: claim for damages by true owner against buyers: whether true owner estopped from asserting title [Central Newbury Car Auctions, Ltd. v. Unity Finance, Ltd.; Mercury Motors, third parties (C.A.)], 927.
- Warranty: hire-purchase agreement: second-hand car hire-purchased from finance company: dealer's liability on express warranty of condition to buyer [Andrews v. Hopkinson (Q.B.D.)], 768.

Settled land:

- Improvement: from capital money: application of capital money for authorised improvement: whether tenant for life entitled to benefit of income tax allowance for improvement [In re Pelly's Will Trusts; Ransome v. Pelly (C.A.)], 379.

Settlement:

- Recitals: misrecital: investments comprised in settlement: "A" investments settlor's absolute property: "B" investments registered in names of settlor and settlement trustees as co-executors and trustees of settlor's husband's will: recital of transfer of investments to settlement trustees: transfers never executed: whether settlement valid [In re Wale; Wale v. Harris (Ch. D.)], 800.

Shipping:

- Bill of lading: clause paramount: incorporation of United States Carriage of Goods by Sea Act, 1936, "with respect to shipments from a port in the United States": whether port in Panama Canal Zone "a port in the United States" [Stafford Allen & Sons, Ltd. v. Pacific Steam Navigation Co. (C.A.)], 431.
- Bill of lading: port of discharge: strike deviation clause: discharge at Hamburg instead of London [G. H. Renton & Co., Ltd. v. Palmyra Trading Corporation of Panama (C.A.)], 53.

Shipping (continued):

Charterparty: demurrage: lay time: commencement: "time lost in waiting for berth to count as loading time" [North River Freighters, Ltd. v. H. E. President of India (C.A.)], 34.

Charterparty: demurrage: time waiting for berth: demurrage payable if discharging place unavailable: ship ordered to customary waiting place outside port limits: not an "arrived" ship for purposes of time for discharge: demurrage payable in respect of time spent at customary waiting place [Roland-Linie Schiffahrt G.m.b.H. v. Spillers, Ltd. (Q.B.D.)], 636.

Charterparty: "expenses": meaning: "Austral" charterparty: seaworthy trim clause: "any expense": "homogeneous" cargo [Chandris v. Union of India (C.A.)], 132.

Charterparty: safe port: nomination of unsafe port: damage to vessel: charterer liable [Reardon Smith Line, Ltd. v. Australian Wheat Board (P.C.)], 109.

Charterparty: war risks clause: "government": "any other government": government in Formosa: non-recognition by Foreign Office [Luigi Monta of Genoa v. Cechofract Co., Ltd. (Q.B.D.)], 568.

Collision: damages: remoteness: damaged vessel's refusal of tow by other vessel: reasonableness of refusal: burden of proof [Temple Bar (Owners) v. Guildford (Owners). The Guildford (P.D.A.)], 569.

Collision: damages for detention: vessel under charter: rise in freight market during detention of vessel: vessel delayed from trading under enhanced freight rates in subsequent charter: measure of damages [Dirphys (Owners) v. Soya (Owners). The Soya (C.A.)], 433.

Collision: fog: circumstances to be considered: continuous radar watch not kept [Prospector (Owners) v. Chusan (Owners). The Chusan (P.D.A.)], 56.

Collision: River Thames: duty of vessel navigating against tidal stream when approaching or rounding point or sharp bend: Port of London River Byelaws, 1938 [Georgia (Owners) v. Timandra (Owners). The Timandra (P.D.A.)], 437.

Collision, etc.: stranding: public navigable river: ship refloated by jettison of oil: damage to foreshore by oil: action by foreshore owners against shipowners based on trespass, nuisance and negligence: suggestion of faulty steering gear made at trial: not pleaded: *res ipsa loquitur*: onus of proof [Esso Petroleum Co., Ltd. v. Southport Corporation (H.L.)], 32.

Court of formal investigation: jurisdiction: suspension of officer's certificate: findings necessary to found jurisdiction: report subsequently amended after reading in open court: effect of amended report [The Corchester (P.D.A.)], 928.

Limitation of liability: fault or privity: vessel manned with insufficient number of certificated officers [The Empire Jamaica (H.L.)], 618.

Load line: overloading: contravention of statute: effect on contract of carriage: whether shipowner entitled to recover freight [St. John Shipping Corporation v. Joseph Rank, Ltd. (Q.B.D.)], 841.

Safety and load line: timber deck cargo: loaded to excessive height on fore deck and raised quarter deck: whether one or two offences [R. v. Campbell; *ex parte* Nomikos (Q.B.D.)], 436.

Solicitor:

Costs: taxation: bill: counsel's fees entered as paid: fees in fact unpaid: subsequent payment of fees: whether jurisdiction to allow withdrawal of bill and delivery of fresh bill [Polak v. Marchioness of Winchester (C.A.)], 470.

Solicitor (continued):

Discipline: appeal from Disciplinary Committee: sentence: solicitor convicted of indecent assault: struck off the Roll for conduct unbecoming a solicitor: appeal to Divisional Court against penalty: misconduct of non-professional nature: powers of court to vary penalty [*In re a Solicitor* (Q.B.D.)], 787.

Discipline: solicitor's clerk: false affidavit filed without principal's knowledge: power of Disciplinary Committee to make order against clerk [*In re a Solicitor's Clerk* (Q.B.D.)], 361.

Negligence: sale of land: solicitor acting for both parties: parts of property let to tenants: no inquiry as to standard or recoverable rent: standard of skill and care required [Goody v. Baring (Ch. D.)], 320.

Sunday:

Observance: "place": motor cycle scramble in public park [Culley v. Harrison (Q.B.D.)], 382.

Theatre:

Licence: rules: condition prohibiting sale of liquor and tobacco in theatre: application for renewal of licence: whether proximity of licensed premises to be taken into account [R. v. Flintshire County Council Licensing (Stage Plays) Committee; *ex parte* Barrett (Q.B.D.)], 839.

Town and country planning:

Development: discontinuance: whether use discontinued one year and resumed the next "discontinued" [Postill v. East Riding County Council (Q.B.D.)], 490.

Development: enforcement notice: development carried out before permission withdrawn: notice to discontinue use of land as caravan site: validity of notice [Cole v. Somerset County Council (Q.B.D.)], 820.

Enforcement notice: form: compliance with statutory requirements: development before appointed day: notice not specifying breaches of previous planning control [East Riding County Council v. Park Estate (Bridlington), Ltd. (H.L.)], 489.

Enforcement notice: time of service: notice served on occupier while appeal to Minister pending: validity [Davis v. Miller (Q.B.D.)], 588.

Trade dispute:

Industrial Disputes Tribunal: jurisdiction: brewery: "section of trade or industry" [R. v. Industrial Disputes Tribunal; *ex parte* Courage & Co., Ltd. (Q.B.D.)], 604.

Trade mark:

Registration: foreign trade mark: Merchandise Marks Act: forgery of trade mark with intent to deceive [*In re* Vitamins, Ltd.'s Application (Ch. D.)], 14.

Trade union:

Membership: transfer of: breach of "Bridlington Agreement" by union's admission of transferees from another union: purported expulsion of "poached" member [Spring v. National Amalgamated Stevedores and Dockers Society (Palatine Court of Lancaster)], 401.

Trading with the enemy:

Administrator of German Enemy Property: sterling loan by British company to German company: German moratorium law of 1933: claim against Administrator [*In re* Claim by Helbert Wagg & Co., Ltd. (Ch. D.)], 53.

Distribution of enemy property: claim: unliquidated damages: breach of covenant to repair: amount not quantified not a "sum due" [*In re* Collbran (Ch. D.)], 91.

Tribunal:

Domestic: control by court: stewards of National Hunt Committee [Davis v. Carew-Pole (Q.B.D.)], 510.

Tribunal (continued):

Statutory: control by courts: declaration: labour board: declaration of disciplinary powers to committee of local board: purported dismissal: whether *ultra vires*: whether damages sufficient remedy: whether declaration should be granted [Vine v. National Dock Labour Board (C.A.)], 73.

Trinidad and Tobago:

Criminal law: practice: retrial: accused not entitled as of right to access to judge's notes of previous trial: murder: alternative theories of how crime was committed: inferences from evidence: not a change of front by prosecution [(Ramlochan v. R. (P.C.)), 417.

Trust and trustee:

Accrual clause: effect: gifts to two beneficiaries with trusts engrafted thereon: effect of accrual clause on death of either without issue [*In re* Atkinson's Will Trust; Prescott v. Child (Ch. D.)], 859.

Company: shares vested in trustees: trust for sale: shares in private company: controlling interest held by trustees: appropriation in respect of shares of residue: control of company: right of beneficiary absolutely entitled to transfer of his proportion of appropriated shares of company: opposition of beneficiaries entitled to a settled share of residue [*In re* Weiner; Wyner v. Braithwaite (Ch. D.)], 400.

Power of advancement: exercise of power: settlement: will: exercise of powers by execution of voluntary settlements: avoidance of estate duty valid consideration [*In re* Ropner's Settlement Trusts; *In re* Ropner's Will Trusts; Ropner v. Ropner (Ch. D.)], 530.

Variation of trusts: jurisdiction of Chancery Division: compromise: jurisdiction to sanction: proposal to substitute modern investment clause [*In re* Powell-Cotton's Resettlement (C.A.)], 13.

Variation of trusts: jurisdiction of Chancery Division: proposed sale of infant's reversionary interest in personal estate: proposal beneficial to infant: jurisdiction of court to sanction [*In re* Heyworth's Contingent Reversionary Interest (Ch. D.)], 342.

Variation of trusts: jurisdiction of Chancery Division: settled land subject to trust for sale: proposal to vary trusts in interests of beneficiaries: powers of trustees for sale [*In re* Simmons; Simmons v. Public Trustee (Ch. D.)], 14.

Variation of trusts: jurisdiction of Chancery Division: settlement of reversionary interest: application for power of sale: sale beneficial to settlement: avoidance of death duties: no variation of trusts of settlement: sale authorised [*In re* Cockerell's Settlement Trusts (Ch. D.)], 342.

Trust for sale:

Repairs: agricultural land: expenditure of capital moneys on repairs by trustees for sale [*In re* Boston's Will Trusts; Inglis v. Boston (Ch. D.)], 209.

Vagrancy:

Prostitution: living on the earnings of prostitution: flats let at increased rents to individual prostitutes for the purposes of prostitution [R. v. Silver (Central Criminal Court)], 228.

Vendor and purchaser:

Completion: date of: failure to complete on date fixed: notice making time of essence and requiring completion within 28 days: reasonableness: validity [*In re* Barr's Contract; Moorwell Buildings, Ltd. v. Barr (Ch. D.)], 550.

Vicarious liability:

Master and servant: negligence: accident while lorry driver crossing road for refreshment during break in journey: liability of master [Crook v. Derbyshire Stone, Ltd. (Q.B.D.)], 302.

Vicarious liability (continued):

Master and servant: negligence: motor-car: accident: servant in control of car for purposes of employment: driven by third party over whom servant had right of control: vicarious liability of master: Ceylon [The Trust Co., Ltd. v. de Silva (P.C.)], 262.

War damage:

Cost of works payment: "making good" damage: redevelopment [City of London Real Property Co., Ltd. v. War Damage Commission (Ch. D.)], 634.

Cost of works payment: preparatory remedial work: amount payable by War Damage Commission: additional work required by district surveyor: whether cost proper part of cost of works payment [In re No. 34 Bruton Street, Westminster (Ch. D.)], 838.

Cost of works payment: total loss: discretion to make cost of works payment exercised: decision communicated to landowner: damage not made good: compulsory purchase: whether decision binding [Paddington Borough Council v. War Damage Commission; Associated London Properties, Ltd. v. Paddington Borough Council (C.A.)], 858.

War damage (continued):

Landlord and tenant: notice of retention: lease of commercial property: property totally destroyed by enemy action: permission to rebuild refused: notice to purchase served by lessees on corporation approved: notice of retention of lease served by lessees on freeholders at instigation of corporation: lease subsequently assigned to corporation: effect of notice of retention [Cusack-Smith v. London Corporation (Q.B.D.)], 819.

West Africa (Gold Coast):

Jurisdiction: "land cause": suit by children of "six-cloth" marriages: for determination of share in, and distribution of, estate of deceased father: Ga Native customary law: "succession" suit or "land cause": no jurisdiction in Land Court to entertain appeal from Native Court B [Vanderpuye v. Botchway (P.C.)], 358.

Jurisdiction: suit relating to land: Supreme Court: concurrent jurisdiction with Native Courts: consent order: "judgment": execution: discretion: no power to review consent order [Anima v. Ahye (substituted for Dwaa, deceased) (P.C.)], 72.

West Africa (Sierra Leone):

Criminal law: conspiracy: to accuse of crime: proof of falsity of belief essential: assessor: interested in or connected with subject-matter of proceedings or parties: right of objection [Conteh v. R. (P.C.)], 72.

Will:

Construction: codicil: revocation: name and arms clauses: substituted clause in codicil held void for uncertainty: whether clause in will takes effect [In re Murray; Murray v. Murray (Ch. D.)], 420.

Election: bequest of property of third parties: part owner benefiting under will: doctrine of election applicable [In re Dicey; Julian v. Dicey (Ch. D., C.A.)], 321, 874.

Election: disposition after will: contract by testatrix to devise house to beneficiary to whom share of house already devised [In re Edwards; Macadam v. Wright (Ch. D.)], 817.

STATUTES

ENACTED IN PARLIAMENT, 1956

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CHAPTER 23

LEEWARD ISLANDS ACT, 1956

An Act to constitute the Presidencies of the Leeward Islands separate colonies and confer upon Her Majesty power to make, or to authorize the making of, emergency laws therefor and to establish courts therefor; to amend the West Indian Court of Appeal Act, 1919; and for purposes connected with the matters aforesaid.

[15th March, 1956.]

CHAPTER 24

CHILDREN AND YOUNG PERSONS ACT, 1956

An Act to extend the provisions of the Children and Young Persons Act, 1933, and the Children and Young Persons (Scotland) Act, 1937, with respect to escapes from the care of fit persons, from approved schools and from remand homes or special reception centres.

[15th March, 1956.]

CHAPTER 25

THERAPEUTIC SUBSTANCES ACT, 1956

An Act to consolidate the Therapeutic Substances Act, 1925, and the Therapeutic Substances (Prevention of Misuse) Acts, 1947 to 1953.

[15th March, 1956.]

CHAPTER 26

POLICE (SCOTLAND) ACT, 1956

An Act to consolidate with amendments certain enactments relating to police forces in Scotland and to the execution of warrants in the border counties of England and Scotland.

[15th March, 1956.]

CHAPTER 27

CHARLES BEATTIE INDEMNITY ACT, 1956

An Act to indemnify Charles Beattie, Esquire, from any penal consequences which he may have incurred by sitting and voting as a member of the House of Commons while holding the office or place of member of certain panels constituted in pursuance of the National Insurance (Industrial Injuries) Act (Northern Ireland) 1946, and the National Insurance Act (Northern Ireland) 1946, or of member of an appeal tribunal constituted in pursuance of the National Assistance Act (Northern Ireland) 1948.

[15th March, 1956.]

CHAPTER 28

AGRICULTURAL RESEARCH ACT, 1956

An Act to make provision with respect to agricultural research.

[15th March, 1956.]

CHAPTER 29

DENTISTS ACT, 1956

An Act to amend the law relating to dentists.

[15th March, 1956.]

CHAPTER 30

FOOD AND DRUGS (SCOTLAND) ACT, 1956

An Act to amend and consolidate certain enactments in Scotland relating to food and drugs, and for purposes connected therewith.

[15th March, 1956.]

CHAPTER 31

PAKISTAN (CONSEQUENTIAL PROVISION) ACT, 1956

An Act to make provision as to the operation of the law in relation to Pakistan and persons and things in any way belonging to or connected with Pakistan, in view of Pakistan's becoming a Republic while remaining a member of the Commonwealth.

[15th March, 1956.]

CHAPTER 32

CONSOLIDATED FUND ACT, 1956

An Act to apply certain sums out of the Consolidated Fund to the service of the years ending on the thirty-first day of March, one thousand nine hundred and fifty-five, one thousand nine hundred and fifty-six and one thousand nine hundred and fifty-seven.

[28th March, 1956.]

CHAPTER 33

HOUSING SUBSIDIES ACT, 1956

An Act to make provision with respect to contributions in connection with housing accommodation.

[28th March, 1956.]

CHAPTER 34

CRIMINAL JUSTICE ADMINISTRATION ACT, 1956

An Act to make new arrangements as to the administration of criminal justice in Lancashire and matters connected therewith, and to amend the law of England and Wales as to recorders and courts of quarter sessions in boroughs, as to the retirement or removal of chairmen and deputy chairmen of quarter sessions and of stipendiary magistrates in London, as to the liability of boroughs to contribute to the costs of magistrates' courts and courts of quarter sessions for the county and as to the constitution for purposes of appeals of the court of quarter sessions for the county of London, to make further provision about shorthand notes taken on trials on indictment, and to transfer to the Lord Chancellor or the Chancellor of the Duchy of Lancaster certain functions of the Secretary of State and to the Rule Committee of the Supreme Court the power to make rules of court under the Criminal Appeal Act, 1907, and rules under the Indictments Act, 1915.

[28th March, 1956.]

CHAPTER 35

VALIDATION OF ELECTIONS (NORTHERN IRELAND) ACT, 1956

An Act to validate the election to the Senate of Northern Ireland of Lieutenant Colonel Henry Sacheverell Carleton Richardson and the election to the House of Commons of Northern Ireland of Doctor Eileen Mary Hickey, The Right Honourable Sir William McCleery, Knight, Doctor Robert Samuel Nixon, and Captain The Right Honourable Sir Norman Stronge, Baronet, notwithstanding their holding certain offices; to indemnify the persons aforesaid from any penal consequences which they may have incurred by sitting and voting as members of the said Senate or House of Commons while holding those offices; and to indemnify the estate of the late Henry Fleming, Esquire, from any penal consequences which may have been incurred by him by sitting and voting as a member of the said Senate while holding a certain office.

[28th March, 1956.]

CHAPTER 36

LOCAL AUTHORITIES (EXPENSES) ACT, 1956

An Act to enable local authorities to defray certain expenses in connection with official and courtesy visits; and for purposes connected with the matter aforesaid.

[28th March, 1956.]

CHAPTER 37

LICENSING (AIRPORTS) ACT, 1956

An Act to exempt international airports from the restrictions on the times at which intoxicating liquor may be sold or supplied.

[17th May, 1956.]

CHAPTER 38

AGRICULTURAL MORTGAGE CORPORATION ACT, 1956

An Act to amend the memorandum of association of the Agricultural Mortgage Corporation Limited; to validate certain debenture stock issued by that company, and, in connection therewith, amend a deed made by it for securing debenture stock issued by it; and to authorise the Minister of Agriculture, Fisheries and Food to make further advances to that company for the purpose of increasing its guarantee fund.

[17th May, 1956.]

CHAPTER 39

PENSIONS (INCREASE) ACT, 1956

An Act to provide for increases in certain pensions; and to amend the Pensions (Increase) Acts, 1920 and 1924, the Pensions (Increase) Acts, 1944 and 1947, the Pensions (Increase) Act, 1952, and the Second Schedule to the Pensions (India, Pakistan and Burma) Act, 1955.

[17th May, 1956.]

CHAPTER 40

LOCAL GOVERNMENT (STREET WORKS) (SCOTLAND) ACT, 1956

An Act to authorise local authorities in Scotland to contribute to the expenses incurred by frontagers and others in connection with the construction, maintenance or making up of private streets, new streets and footways.

[17th May, 1956.]

CHAPTER 41

SOLICITORS (AMENDMENT) ACT, 1956

An Act to amend the enactments relating to solicitors and for purposes connected therewith.

[17th May, 1956.]

CHAPTER 42

OCCASIONAL LICENCES AND YOUNG PERSONS ACT, 1956

An Act to amend the law with respect to occasional licences.

[5th July, 1956.]

CHAPTER 43

LOCAL GOVERNMENT ELECTIONS ACT, 1956

An Act to provide for the simultaneous holding of elections of rural district councillors and parish councillors; to require the expenses incurred in relation to the holding of elections of parish councillors to be paid by the council of the rural district within which the parish is situated; to provide for excluding certain days in computing the period of time within which elections to fill casual vacancies occurring in the offices of county, borough and district councillors and elective auditor are required to be held; and for purposes connected with the matters aforesaid.

[5th July, 1956.]

CHAPTER 44

MAGISTRATES' COURTS (APPEALS FROM BINDING OVER ORDERS) ACT, 1956

An Act to amend the law relating to orders of justices of peace requiring persons to enter into recognisances to keep the peace or be of good behaviour.

[5th July, 1956.]

CHAPTER 45

SMALL LOTTERIES AND GAMING ACT, 1956

An Act to authorise the conduct of small lotteries for other than private gain by societies for raising money for charitable, sporting and other purposes and to amend the law with respect to gaming; and for other purposes connected with the matters aforesaid.

[5th July, 1956.]

CHAPTER 46

ADMINISTRATION OF JUSTICE ACT, 1956

An Act to amend the law relating to Admiralty jurisdiction, legal proceedings in connection with ships and aircraft and the arrest of ships and other property, to make further provision as to the appointment, tenure of office, powers and qualifications of certain judges and officers, to make certain other amendments of the law relating to the Supreme Court and the county courts and of the law relating to the enforcement of certain judgments, orders and decrees, to enable certain funds in court in the Lancashire Chancery Court to be transferred to the official trustees of charitable funds of the Church Commissioners, and for purposes connected with the matters aforesaid.

[5th July, 1956.]

CHAPTER 47

NATIONAL INSURANCE ACT, 1956

An Act to provide for altering the extent to which deductions from widows' benefits and retirement pensions under the National Insurance Act, 1946, are to be made in respect of earnings.

[5th July, 1956.]

CHAPTER 48

SUGAR ACT, 1956

An Act to provide for the establishment of a Sugar Board, and to make provision as to the functions and finances of the Board, including provision for a surcharge on sugar and molasses and provision for distributing any surplus revenues of the Board; to make further provision as respects the British Sugar Corporation Limited, to dissolve the Sugar Commission, and otherwise to make new provision as respects the sugar industry in, and the importation of sugar and related goods into, the United Kingdom; and for purposes connected with the matters aforesaid.

[5th July, 1956.]

CHAPTER 49

AGRICULTURE (SAFETY, HEALTH AND WELFARE PROVISIONS) ACT, 1956

An Act to provide for securing the safety, health and welfare of persons employed in agriculture and certain other occupations and the avoidance of accidents to children arising out of the use, in connection with agriculture, of vehicles, machinery or implements; and for purposes connected with the matters aforesaid.

[5th July, 1956.]

CHAPTER 50

FAMILY ALLOWANCES AND NATIONAL INSURANCE ACT, 1956

An Act to increase the rate of certain allowances under the Family Allowances Acts, 1945 and 1952; to extend the definition of a child for the purposes of those Acts, the National Insurance (Industrial Injuries) Acts, 1946 to 1954, and the National Insurance Acts, 1946 to 1955; to amend the provisions of the said Acts of 1946 to 1954 and 1946 to 1955 with respect to benefits payable to widows; to validate certain marriages for the purposes of the Acts aforesaid; to make provision with respect to reciprocal arrangements with other countries in connection with family allowances; to authorize

a local authority to whose care a person has been committed by an order of any court under the Children and Young Persons Act, 1933, or the Children and Young Persons (Scotland) Act, 1937, to entrust the care and control of that person to a parent, guardian, relative or friend; to permit such a person to be treated as included in a family for the purposes of family allowances while the control of that person is so entrusted; and for purposes connected with the matters aforesaid.

[5th July, 1956.]

CHAPTER 51

WORKMEN'S COMPENSATION AND BENEFIT (SUPPLEMENTATION) ACT, 1956

An Act to provide for the payment of allowances out of the Industrial Injuries Fund with a view to supplementing workmen's compensation and benefit, and for purposes connected therewith.

[5th July, 1956.]

CHAPTER 52

CLEAN AIR ACT, 1956

An Act to make provision for abating the pollution of the air.

[5th July, 1956.]

CHAPTER 53

TEACHERS (SUPERANNUATION) ACT, 1956

An Act to amend the Elementary School Teachers (Superannuation) Act, 1898, the Teachers (Superannuation) Acts, 1918 to 1946, and so much of the Education (Scotland) Acts, 1939 to 1953, as relates to superannuation and to the employment of teachers over the age of sixty-five years; and for purposes connected therewith.

[5th July, 1956.]

CHAPTER 54

FINANCE ACT, 1956

An Act to grant certain duties, to alter other duties, and to amend the law relating to the National Debt and the Public Revenue, to authorise advances out of the Consolidated Fund to nationalised industries and undertakings, and to make further provision in connection with Finance.

[2nd August, 1956.]

CHAPTER 55

APPROPRIATION ACT, 1956

An Act to apply a sum out of the Consolidated Fund to the service of the year ending on the thirty-first day of March, one thousand nine hundred and fifty-seven and to appropriate the further supplies granted in this Session of Parliament.

[2nd August, 1956.]

CHAPTER 56

TRANSPORT (DISPOSAL OF ROAD HAULAGE PROPERTY) ACT, 1956

An Act to amend the provisions of the Transport Act, 1953, relating to the disposal by the British Transport Commission of the property held by them for the purposes of the existing road haulage undertaking (including the provisions as to the transport levy and the Transport Fund), to extend certain enactments relating to holding companies to the British Transport Commission, and for purposes connected with the matters aforesaid.

[2nd August, 1956.]

CHAPTER 57

SLUM CLEARANCE (COMPENSATION) ACT, 1956

An Act to make additional provision for payments in respect of certain unfit houses subject to compulsory purchase, clearance, demolition or closing orders; and for purposes connected therewith.

[2nd August, 1956.]

CHAPTER 58

DEPARTMENT OF SCIENTIFIC AND INDUSTRIAL RESEARCH ACT, 1956

An Act to make provision with respect to the Department of Scientific and Industrial Research; and for purposes connected therewith.

[2nd August, 1956.]

CHAPTER 59

UNDERGROUND WORKS (LONDON) ACT, 1956

An Act to vest in the Minister of Works certain underground works constructed in London during the recent war as air-raid shelters, together with other works connected therewith and land adjacent to those works; and for purposes connected with the matter aforesaid.

[2nd August, 1956.]

CHAPTER 60

VALUATION AND RATING (SCOTLAND) ACT, 1956

An Act to amend the law regarding valuation and rating in Scotland; to amend the provisions of the Local Government (Financial Provisions) (Scotland) Act, 1954, with respect to the payment of Exchequer Grants to local authorities in Scotland and with respect to the apportionment of the expenditure of joint bodies among their constituent authorities; and for purposes connected with the matters aforesaid.

[2nd August, 1956.]

CHAPTER 61**COAL INDUSTRY ACT, 1956**

An Act to extend the power of the Minister of Fuel and Power to make advances to the National Coal Board for capital purposes; and to alter the financial year of the National Coal Board.

[2nd August, 1956.]

CHAPTER 62**HOTEL PROPRIETORS ACT, 1956**

An Act to amend the law relating to inns and innkeepers.

[2nd August, 1956.]

CHAPTER 63**BRITISH CARIBBEAN FEDERATION, 1956**

An Act to provide for the federation of certain West Indian colonies and for the transfer, to a court established for the purposes of the federation, of the jurisdiction of the Court of Appeal established by the West Indian Court of Appeal Act, 1919, and the dissolution of that Court; to provide for conferring on the first-mentioned court jurisdiction to hear and determine appeals from the courts of colonies which are not for the time being included in the federation and to repeal the British Honduras (Court of Appeal) Act, 1881; and for purposes connected with the matters aforesaid.

[2nd August, 1956.]

CHAPTER 64**GOVERNORS' PENSIONS ACT, 1956**

An Act to amend the Pensions (Governors of Dominions, etc.) Acts, 1911 to 1947.

[2nd August, 1956.]

CHAPTER 65**PUBLIC WORKS LOANS ACT, 1956**

An Act to grant money for the purpose of certain local loans out of the Local Loans Fund.

[2nd August, 1956.]

CHAPTER 66**SANITARY INSPECTORS (CHANGE OF DESIGNATION) ACT, 1956**

An Act to change to public health inspectors the designation of sanitary inspectors appointed under the Local Government Act, 1933, or the London Government Act, 1939.

[2nd August, 1956.]

CHAPTER 67**ROAD TRAFFIC ACT, 1956**

An Act to amend the law relating to road traffic (including driving licences, lighting and insurance), the provision of parking places, the regulation of public service vehicles and the licensing of goods vehicles; and for purposes connected therewith.

[2nd August, 1956.]

CHAPTER 68**RESTRICTIVE TRADE PRACTICES ACT, 1956**

An Act to provide for the registration and judicial investigation of certain restrictive trading agreements, and for the prohibition of such agreements when found contrary to the public interest; to prohibit the collective enforcement of conditions regulating the resale price of goods, and to make further provision for the individual enforcement of such conditions by legal proceedings; to amend the Monopolies and Restrictive Practices Acts, 1948 and 1953; to provide for the appointment of additional judges of the High Court and of the Court of Session; and for other purposes connected with the matters aforesaid.

[2nd August, 1956.]

CHAPTER 69**SEXUAL OFFENCES ACT, 1956**

An Act to consolidate (with corrections and improvements made under the Consolidation of Enactments (Procedure) Act, 1949) the statute law of England and Wales relating to sexual crimes, to the abduction, procuration and prostitution of women and to kindred offences, and to make such adaptations of statutes extending beyond England and Wales as are needed in consequence of that consolidation.

[2nd August, 1956.]

CHAPTER 70**MARRIAGE (SCOTLAND) ACT, 1956**

An Act to amend the law with regard to notice of marriages intended to be celebrated or contracted in Scotland.

[2nd August, 1956.]

CHAPTER 71**OVERSEAS RESOURCES DEVELOPMENT ACT, 1956**

An Act to make new provision as to the functions of the Colonial Development Corporation, including provision in respect of past activities of the said Corporation; and for purposes connected with the matters aforesaid.

[2nd August, 1956.]

CHAPTER 72**HILL FARMING ACT, 1956**

An Act to extend the time within which livestock rearing land improvement schemes may be submitted under the Hill Farming Act, 1946, increase the maximum amount that may be paid in the aggregate by way of grants in respect of cost of work done in accordance with such schemes and extend the time within which the said maximum may be further increased by order of the Minister of Agriculture, Fisheries and Food and the Secretary of State; and to prolong the powers under that Act of those Ministers to make subsidy payments in respect of hill sheep and hill cattle.

[5th November, 1956.]

CHAPTER 73**CROWN ESTATE ACT, 1956**

An Act to provide for the reconstitution of the Commissioners of Crown Lands under the name of the Crown Estate Commissioners; to transfer to the Lord Privy Seal and the Secretary of State certain powers of the Treasury under section thirty-two of the Crown Lands Act, 1851, in its application to the said Commissioners, and to make new provision as to the annual report of the said Commissioners; and for purposes connected with the matters aforesaid.

[5th November, 1956.]

CHAPTER 74**COPYRIGHT ACT**

An Act to make new provision in respect of copyright and related matters, in substitution for the provisions of the Copyright Act, 1911, and other enactments relating thereto; to amend the Registered Designs Act, 1949, with respect to designs related to artistic works in which copyright subsists, and to amend the Dramatic and Musical Performers' Protection Act, 1925; and for purposes connected with the matters aforesaid.

[5th November, 1956.]

CHAPTER 75**EDUCATION (SCOTLAND) ACT, 1956**

An Act to amend the Education (Scotland) Act, 1946, and certain other enactments relating to education in Scotland and for purposes connected therewith.

[5th November, 1956.]

CHAPTER 76**MEDICAL ACT, 1956**

An Act to consolidate certain enactments relating to medical practitioners with corrections and improvements made under the Consolidation of Enactments (Procedure) Act, 1949.

[5th November, 1956.]

5 Eliz. 2**CHAPTER 1****POLICE, FIRE AND PROBATION OFFICERS REMUNERATION ACT, 1956**

An Act to authorise retrospective provision to be made for the remuneration of members of police forces and fire brigades and of probation officers.

[28th November, 1956.]

CHAPTER 2**HYDROCARBON OIL DUTIES (TEMPORARY INCREASE) ACT, 1956**

An Act to increase the duties of customs and excise chargeable on hydrocarbon oils, petrol substitutes, and spirits used for making power methylated spirits and, in connection therewith, to enable certain fares to be increased.

[20th December, 1956.]

CHAPTER 3**AIR CORPORATIONS ACT, 1956**

An Act to increase the borrowing powers of the British Overseas Airways Corporation and the British European Airways Corporation; and for purposes connected with the matter aforesaid.

[20th December, 1956.]

CHAPTER 4**EXPIRING LAWS CONTINUANCE ACT, 1956**

An Act to continue certain expiring laws.

[20th December, 1956.]

CHAPTER 5**AGRICULTURE (SILO SUBSIDIES) ACT, 1956**

An Act to make provision for the payment of subsidies in respect of the construction or improvement of silos.

[20th December, 1956.]

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